

**Fill in this information to identify your case:**

United States Bankruptcy Court for the:

EASTERN DISTRICT OF NORTH CAROLINA

Case number (if known) Chapter **11**☐ Check if this an amended filing

## Official Form 201

**Voluntary Petition for Non-Individuals Filing for Bankruptcy**

06/24

If more space is needed, attach a separate sheet to this form. On the top of any additional pages, write the debtor's name and the case number (if known). For more information, a separate document, *Instructions for Bankruptcy Forms for Non-Individuals*, is available.

**1. Debtor's name** Indochine Express Southport LLC.**2. All other names debtor used in the last 8 years**

Include any assumed names, trade names and *doing business as* names

**3. Debtor's federal Employer Identification Number (EIN)** 87-4038637**4. Debtor's address** **Principal place of business** **Mailing address, if different from principal place of business**1131 North Atlantic Avenue  
Southport, NC 28461

Number, Street, City, State &amp; ZIP Code

Brunswick

County

7 Wayne Drive  
Wilmington, NC 28403

P.O. Box, Number, Street, City, State &amp; ZIP Code

**Location of principal assets, if different from principal place of business**

Number, Street, City, State &amp; ZIP Code

**5. Debtor's website (URL)** \_\_\_\_\_**6. Type of debtor**☒ Corporation (including Limited Liability Company (LLC) and Limited Liability Partnership (LLP))☐ Partnership (excluding LLP)☐ Other. Specify: \_\_\_\_\_

Debtor **Indochine Express Southport LLC.**  
Name

Case number (if known)

**7. Describe debtor's business** A. *Check one:*

- ☐ Health Care Business (as defined in 11 U.S.C. § 101(27A))
- ☐ Single Asset Real Estate (as defined in 11 U.S.C. § 101(51B))
- ☐ Railroad (as defined in 11 U.S.C. § 101(44))
- ☐ Stockbroker (as defined in 11 U.S.C. § 101(53A))
- ☐ Commodity Broker (as defined in 11 U.S.C. § 101(6))
- ☐ Clearing Bank (as defined in 11 U.S.C. § 781(3))
- ☒ None of the above

B. *Check all that apply*

- ☐ Tax-exempt entity (as described in 26 U.S.C. §501)
- ☐ Investment company, including hedge fund or pooled investment vehicle (as defined in 15 U.S.C. §80a-3)
- ☐ Investment advisor (as defined in 15 U.S.C. §80b-2(a)(11))

C. NAICS (North American Industry Classification System) 4-digit code that best describes debtor. See <http://www.uscourts.gov/four-digit-national-association-naics-codes>.

\_\_\_\_\_

**8. Under which chapter of the Bankruptcy Code is the debtor filing?***Check one:*

- ☐ Chapter 7
- ☐ Chapter 9

☒ Chapter 11. *Check all that apply:*

- ☐ Debtor's aggregate noncontingent liquidated debts (excluding debts owed to insiders or affiliates) are less than \$3,024,725 (amount subject to adjustment on 4/01/25 and every 3 years after that).
- ☐ The debtor is a small business debtor as defined in 11 U.S.C. § 101(51D). If the debtor is a small business debtor, attach the most recent balance sheet, statement of operations, cash-flow statement, and federal income tax return or if all of these documents do not exist, follow the procedure in 11 U.S.C. § 1116(1)(B).
- ☐ The debtor is a small business debtor as defined in 11 U.S.C. § 101(51D), and it chooses to proceed under Subchapter V of Chapter 11.
- ☐ A plan is being filed with this petition.
- ☐ Acceptances of the plan were solicited prepetition from one or more classes of creditors, in accordance with 11 U.S.C. § 1126(b).
- ☐ The debtor is required to file periodic reports (for example, 10K and 10Q) with the Securities and Exchange Commission according to § 13 or 15(d) of the Securities Exchange Act of 1934. File the *Attachment to Voluntary Petition for Non-Individuals Filing for Bankruptcy under Chapter 11* (Official Form 201A) with this form.
- ☐ The debtor is a shell company as defined in the Securities Exchange Act of 1934 Rule 12b-2.

☐ Chapter 12**9. Were prior bankruptcy cases filed by or against the debtor within the last 8 years?**

- ☒ No.
- ☐ Yes.

If more than 2 cases, attach a separate list.

District \_\_\_\_\_  
District \_\_\_\_\_When \_\_\_\_\_  
When \_\_\_\_\_Case number \_\_\_\_\_  
Case number \_\_\_\_\_**10. Are any bankruptcy cases pending or being filed by a business partner or an affiliate of the debtor?**

- ☐ No
- ☒ Yes.

Debtor **Indochine Express Southport LLC.** Case number (if known) \_\_\_\_\_  
 Name \_\_\_\_\_

List all cases. If more than 1,  
attach a separate list

Debtor **See Attachment**

Relationship \_\_\_\_\_

District \_\_\_\_\_ When \_\_\_\_\_ Case number, if known \_\_\_\_\_

**11. Why is the case filed in this district?**

Check all that apply:

- ☒ Debtor has had its domicile, principal place of business, or principal assets in this district for 180 days immediately preceding the date of this petition or for a longer part of such 180 days than in any other district.
- ☒ A bankruptcy case concerning debtor's affiliate, general partner, or partnership is pending in this district.

**12. Does the debtor own or have possession of any real property or personal property that needs immediate attention?**

☒ No

☐ Yes.

Answer below for each property that needs immediate attention. Attach additional sheets if needed.

**Why does the property need immediate attention? (Check all that apply.)**

☐ It poses or is alleged to pose a threat of imminent and identifiable hazard to public health or safety.

What is the hazard? \_\_\_\_\_

☐ It needs to be physically secured or protected from the weather.

☐ It includes perishable goods or assets that could quickly deteriorate or lose value without attention (for example, livestock, seasonal goods, meat, dairy, produce, or securities-related assets or other options).

☐ Other \_\_\_\_\_

**Where is the property?**

Number, Street, City, State & ZIP Code \_\_\_\_\_

**Is the property insured?**

☐ No

☐ Yes. Insurance agency \_\_\_\_\_

Contact name \_\_\_\_\_

Phone \_\_\_\_\_

**Statistical and administrative information**

**13. Debtor's estimation of available funds**

Check one:

- ☒ Funds will be available for distribution to unsecured creditors.
- ☐ After any administrative expenses are paid, no funds will be available to unsecured creditors.

**14. Estimated number of creditors**

☒ 1-49

☐ 50-99

☐ 100-199

☐ 200-999

☐ 1,000-5,000

☐ 5001-10,000

☐ 10,001-25,000

☐ 25,001-50,000

☐ 50,001-100,000

☐ More than 100,000

**15. Estimated Assets**

☒ \$0 - \$50,000

☐ \$50,001 - \$100,000

☐ \$100,001 - \$500,000

☐ \$500,001 - \$1 million

☐ \$1,000,001 - \$10 million

☐ \$10,000,001 - \$50 million

☐ \$50,000,001 - \$100 million

☐ \$100,000,001 - \$500 million

☐ \$500,000,001 - \$1 billion

☐ \$1,000,000,001 - \$10 billion

☐ \$10,000,000,001 - \$50 billion

☐ More than \$50 billion

**16. Estimated liabilities**

☐ \$0 - \$50,000

☐ \$50,001 - \$100,000

☐ \$100,001 - \$500,000

☐ \$500,001 - \$1 million

☒ \$1,000,001 - \$10 million

☐ \$10,000,001 - \$50 million

☐ \$50,000,001 - \$100 million

☐ \$100,000,001 - \$500 million

☐ \$500,000,001 - \$1 billion

☐ \$1,000,000,001 - \$10 billion

☐ \$10,000,000,001 - \$50 billion

☐ More than \$50 billion

Debtor **Indochine Express Southport LLC.**  
Name

Case number (if known)

**Request for Relief, Declaration, and Signatures****WARNING** -- Bankruptcy fraud is a serious crime. Making a false statement in connection with a bankruptcy case can result in fines up to \$500,000 or imprisonment for up to 20 years, or both. 18 U.S.C. §§ 152, 1341, 1519, and 3571.**17. Declaration and signature  
of authorized  
representative of debtor**

The debtor requests relief in accordance with the chapter of title 11, United States Code, specified in this petition.

I have been authorized to file this petition on behalf of the debtor.

I have examined the information in this petition and have a reasonable belief that the information is true and correct.

I declare under penalty of perjury that the foregoing is true and correct.

Executed on **October 4, 2024**  
MM / DD / YYYY**X /s/ Solange Thompson**

Signature of authorized representative of debtor

**Solange Thompson**

Printed name

Title **Manager****18. Signature of attorney****X /s/ George Mason Oliver**

Signature of attorney for debtor

Date **October 4, 2024**

MM / DD / YYYY

**George Mason Oliver 26587**

Printed name

**The Law Offices of**

Firm name

**Oliver & Cheek, PLLC****PO Box 1548****New Bern, NC 28563**

Number, Street, City, State &amp; ZIP Code

Contact phone **252-633-1930**

Email address

**26587 NC**

Bar number and State

Debtor **Indochine Express Southport LLC.**  
Name

Case number (if known)

**Fill in this information to identify your case:**

United States Bankruptcy Court for the:

EASTERN DISTRICT OF NORTH CAROLINA

Case number (if known)

Chapter

**11**☐ Check if this an amended filing**FORM 201. VOLUNTARY PETITION**  
**Pending Bankruptcy Cases Attachment**Debtor **Cafe Chinois LLC**

District \_\_\_\_\_ When \_\_\_\_\_

Relationship to you

Case number, if known

**Related Entity**Debtor **Cocochine of NC, LLC**

District \_\_\_\_\_ When \_\_\_\_\_

Relationship to you

Case number, if known

**Related Entity**Debtor **Indochine Express Leland LLC**

District \_\_\_\_\_ When \_\_\_\_\_

Relationship to you

Case number, if known

**Related Entity**Debtor **Indochine Express Oleander, LLC**

District \_\_\_\_\_ When \_\_\_\_\_

Relationship to you

Case number, if known

**Related Entity**Debtor **Indochine Restaurant LLC**

District \_\_\_\_\_ When \_\_\_\_\_

Relationship to you

Case number, if known

**Related Entity**

**Fill in this information to identify the case:**Debtor name **Indochine Express Southport LLC.**United States Bankruptcy Court for the: **EASTERN DISTRICT OF NORTH CAROLINA**

Case number (if known): \_\_\_\_\_

☐ Check if this is an amended filing**Official Form 204****Chapter 11 or Chapter 9 Cases: List of Creditors Who Have the 20 Largest Unsecured Claims and Are Not Insiders****12/15**

A list of creditors holding the 20 largest unsecured claims must be filed in a Chapter 11 or Chapter 9 case. Include claims which the debtor disputes. Do not include claims by any person or entity who is an insider, as defined in 11 U.S.C. § 101(31). Also, do not include claims by secured creditors, unless the unsecured claim resulting from inadequate collateral value places the creditor among the holders of the 20 largest unsecured claims.

Name of creditor and complete mailing address, including zip code	Name, telephone number and email address of creditor contact	Nature of claim (for example, trade debts, bank loans, professional services, and government contracts)	Indicate if claim is contingent, unliquidated, or disputed	Amount of claim If the claim is fully unsecured, fill in only unsecured claim amount. If claim is partially secured, fill in total claim amount and deduction for value of collateral or setoff to calculate unsecured claim.		
				Total claim, if partially secured	Deduction for value of collateral or setoff	Unsecured claim
North State Bank Attn: Managing Agent 6200 Falls of Neuse Road, Suite 200				\$2,361,083.75	\$0.00	\$2,361,083.75
Expansion Capital Attn: Managing Agent 5801 S Corporate Pl. Sioux Falls, SD 57108			Disputed	\$92,071.44	\$0.00	\$92,071.44
TCF-Flash Advance Attn: Managing Agent 1500 Broadway, STE 2202 New York, NY 10036			Disputed	\$59,769.90	\$0.00	\$59,769.90
Fenix Capital Funding Attn: Managing Agent 9265 4th Ave Suite 2 Brooklyn, NY 11209			Disputed	\$56,000.00	\$0.00	\$56,000.00
Rapid Finance Attn: Managing Agent 4500 East West Highway, 6th Floor Bethesda, MD 20814			Disputed	\$50,000.00	\$0.00	\$50,000.00
Rapid Finance Attn: Manager or Agent 4500 East West Hwy 6th Floor Bethesda, MD 20814			Disputed	\$50,000.00	\$0.00	\$50,000.00

Debtor **Indochine Express Southport LLC.**  
Name

Case number (if known)

Name of creditor and complete mailing address, including zip code	Name, telephone number and email address of creditor contact	Nature of claim (for example, trade debts, bank loans, professional services,	Indicate if claim is contingent, unliquidated, or disputed	Amount of claim If the claim is fully unsecured, fill in only unsecured claim amount. If claim is partially secured, fill in total claim amount and deduction for value of collateral or setoff to calculate unsecured claim.		
				Total claim, if partially secured	Deduction for value of collateral or setoff	Unsecured claim
Amsterdam Capital Attn: Managing Agent 150 Worth Ave., Ste. 224 Palm Beach, FL 33480			Disputed	\$47,515.00	\$0.00	\$47,515.00
Rapid Finance Attn: Managing Agent 4500 East West Hwy, 6th floor Bethesda, MD 20814			Disputed	\$45,650.00	\$0.00	\$45,650.00
Amsterdam Capital Attn: Managing Agent 150 Worth Ave., Ste. 224 Palm Beach, FL 33480			Disputed	\$36,560.00	\$0.00	\$36,560.00
Parafin Inc. Attn: Managing Agent 301 Howard Street, Suite 1500 San Francisco, CA 94105			Disputed	\$35,248.44	\$0.00	\$35,248.44
Premium Merchant Funding 26 LLC Attn: Managing Agent 55 Water Street, 50th floor New York, NY 10004			Disputed	\$29,700.00	\$0.00	\$29,700.00
Thread Capital Attn: Managing Agent 4021 Cary Dr. Raleigh, NC 27610			Disputed	\$19,791.97	\$0.00	\$19,791.97
SBFS LLC (Spartan Capital) Attn: Managing Agent 1301 Hwy 36, Bldg. 2 Hazlet, NJ 07730			Disputed	\$14,628.71	\$0.00	\$14,628.71
Asian Life Balances Attn: Managing Agent 4302 Market St. Wilmington, NC 28403						\$1,240.19

Debtor **Indochine Express Southport LLC.**  
Name

Case number (if known)

Name of creditor and complete mailing address, including zip code	Name, telephone number and email address of creditor contact	Nature of claim (for example, trade debts, bank loans, professional services,	Indicate if claim is contingent, unliquidated, or disputed	Amount of claim If the claim is fully unsecured, fill in only unsecured claim amount. If claim is partially secured, fill in total claim amount and deduction for value of collateral or setoff to calculate unsecured claim.		
				Total claim, if partially secured	Deduction for value of collateral or setoff	Unsecured claim
Bender Attn: Managing Agent						\$165.00
Corporation Service Company Attn: Managing Agent 801 Adlai Stevenson Drive Springfield, IL 62703			Disputed	Unknown	\$0.00	Unknown
Solange Thompson 4911 Oleander Drive Wilmington, NC 28403						\$0.00



**UNITED STATES BANKRUPTCY COURT  
EASTERN DISTRICT OF NORTH CAROLINA  
WILMINGTON DIVISION**

**In the Matter of:**  
**INDOCHINE EXPRESS SOUTHPORT, LLC**  
**Debtor**

**Chapter 11**  
**Case No.:**

**DISCLOSURE OF COMPENSATION OF ATTORNEY FOR DEBTOR**

1. Pursuant to 11 U.S.C. § 329(a) and Bankruptcy Rule 2016(b), I certify that I am the attorney for the above mentioned Debtor and that compensation paid to me within one year before the filing of the petition in bankruptcy, or agreed to be paid to me, for services rendered or to be rendered on behalf of the Debtor in contemplation of or in connection with the bankruptcy case is as follows:

For legal services, I have agreed to accept	<u>\$Amount unknown</u> (To be determined by the Court)
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Prior to filing this statement, I have received	\$4,681.25
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In addition, I am holding in trust for	\$4,318.75
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Attorney's fees

Balance Due

Remaining balance	<u>\$Amount unknown</u> (To be determined by the Court)
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2. The source of compensation paid to me is:

☐ Debtor ☒ Other (specify) Solange Thompson

3. The source of compensation to be paid to me is:

☒ Debtor ☐ Other (specify)

4. ☒ I have not agreed to share the above-disclosed compensation with any other person unless they are members and associates of my law firm.

☐ I have agreed to share the above-disclosed compensation with a person or persons who are not members or associates of my law firm. A copy of the agreement, together with a list of the names of the people sharing in the compensation, is attached.

5. In return for the above disclosed fee, I have agreed to render legal service for all aspects of the bankruptcy case, including:
- a) Analysis of the Debtor's financial situation and rendering advice and assistance to the Debtor in determining whether to file a petition under Title 11, United States Code;
  - b) Preparation and filing of any petition, schedule, statement of financial affairs, and other documents required by the court;
  - c) Representation of the Debtor at the meeting of creditors, confirmation hearing, and any related hearings;
  - d) Representation of the Debtor in adversary proceedings and other contested bankruptcy matters;
  - e) Additional fees to be approved by the Bankruptcy Court
6. By agreement with the Debtor, the above disclosed fee does not include the following services:

Not applicable

**CERTIFICATION**

I certify that the foregoing is a complete statement of any agreement or agreement for payment to me for representation of the Debtor in this bankruptcy proceeding.

This the 4th day of October, 2024.

s/George Mason Oliver  
GEORGE MASON OLIVER  
N.C. State Bar No. 26587  
THE LAW OFFICES OF  
OLIVER & CHEEK, PLLC  
PO Box 1548  
New Bern, NC 28563  
252-633-1930  
252-633-1950 (fax)  
Email: [george@olivercheek.com](mailto:george@olivercheek.com)  
*Attorneys for Debtor*

United States Bankruptcy Court  
Eastern District of North Carolina

In re Indochine Express Southport LLC. Debtor(s) Case No. \_\_\_\_\_  
Chapter 11

LIST OF EQUITY SECURITY HOLDERS

Following is the list of the Debtor's equity security holders which is prepared in accordance with rule 1007(a)(3) for filing in this Chapter 11 Case

Name and last known address or place of business of holder	Security Class	Number of Securities	Kind of Interest
The Solange E. Thompson Trust 4911 Oleander Drive Wilmington, NC 28403		100%	Membership Interests

DECLARATION UNDER PENALTY OF PERJURY ON BEHALF OF CORPORATION OR PARTNERSHIP

I, the **Manager** of the corporation named as the debtor in this case, declare under penalty of perjury that I have read the foregoing List of Equity Security Holders and that it is true and correct to the best of my information and belief.

Date October 4, 2024 Signature /s/ Solange Thompson  
**Solange Thompson**

*Penalty for making a false statement of concealing property:* Fine of up to \$500,000 or imprisonment for up to 5 years or both.  
18 U.S.C. §§ 152 and 3571.

**United States Bankruptcy Court  
Eastern District of North Carolina**

In re	<u>Indochine Express Southport LLC.</u>	Case No.	_____
	Debtor(s)	Chapter	<u>11</u>

**VERIFICATION OF CREDITOR MATRIX**

I, the Manager of the corporation named as the debtor in this case, hereby verify that the attached list of creditors is true and correct to the best of my knowledge.

Date:	<u>October 4, 2024</u>	<u>/s/ Solange Thompson</u>
		<b>Solange Thompson/Manager</b>
		Signer/Title

INDOCHINE EXPRESS SOUTHPORT LLC 7 WAYNE DRIVE WILMINGTON, NC 28403	GEORGE MASON OLIVER THE LAW OFFICES OF OLIVER & CHEEK, PLLC PO BOX 1548 NEW BERN, NC 28563	SECRETARY OF TREASURY ATTN: MANAGING AGENT 1500 PENNSYLVANIA AVE NW WASHINGTON, DC 20220
UNITED STATES ATTORNEY 150 FAYETTEVILLE STREET SUITE 2100 RALEIGH, NC 27601	US SECURITIES & EXCHANGE ATTN: MANAGER OR AGENT 950 E. PACES FERRY RD., NE STE 900 ATLANTA, GA 30326-1382	NC DEPT OF COMMERCE ATTN: SHARON A. JOHNSTON PO BOX 25903 RALEIGH, NC 27611
NC DEPT OF REVENUE BANKRUPTCY UNIT PO BOX 1168 RALEIGH, NC 27602-1168	INTERNAL REVENUE SERVICE ATTN: MANAGER OR AGENT PO BOX 7346 PHILADELPHIA, PA 19101-7346	ABIGAIL CHESSER 285 PEACHTREE CENTER AVE N SUITE 2300 ATLANTA, GA 30303
ADELA BEJKO 55 WATER STREET NEW YORK, NY 10004	AMSTERDAM CAPITAL ATTN: MANAGING AGENT 150 WORTH AVE., STE. 224 PALM BEACH, FL 33480	ASIAN LIFE BALANCES ATTN: MANAGING AGENT 4302 MARKET ST. WILMINGTON, NC 28403
BENDER ATTN: MANAGING AGENT	CORPORATION SERVICE COMPANY ATTN: MANAGING AGENT 801 ADLAI STEVENSON DRIVE SPRINGFIELD, IL 62703	DOORDASH CAPITAL ATTN: MANAGING AGENT 901 MARKET STREET 6TH FLOOR SAN FRANCISCO, CA 94103
EXPANSION CAPITAL ATTN: MANAGING AGENT 5801 S CORPORATE PL. SIOUX FALLS, SD 57108	FENIX CAPITAL FUNDING ATTN: MANAGING AGENT 9265 4TH AVE SUITE 2 BROOKLYN, NY 11209	LEIGH A. GRIFFITH 4776 KAY BIRD LANE CONCORD, NC 28027
NORTH STATE BANK ATTN: MANAGING AGENT 6200 FALLS OF NEUSE ROAD, SUITE 200 WILMINGTON, NC 28403	PARAFIN INC. ATTN: MANAGING AGENT 3001 HOWARD STREET, SUITE 1500 SAN FRANCISCO, CA 94105	PREMIUM MERCHANT FUNDING ATTN: MANAGING AGENT 55 WATER STREET, 50TH FLOOR NEW YORK, NY 10004
RAPID FINANCE ATTN: MANAGER OR AGENT 4500 EAST WEST HWY 6TH FLOOR BETHESDA, MD 20814	SBFS LLC (SPARTAN CAPITAL) ATTN: MANAGING AGENT 1301 HWY 36, BLDG. 2 HAZLET, NJ 07730	TCF-FLASH ADVANCE ATTN: MANAGING AGENT 1500 BROADWAY, STE 2202 NEW YORK, NY 10036
THE SOLANGE E. THOMPSON TRUST 4911 OLEANDER DRIVE WILMINGTON, NC 28403	SOLANGE THOMPSON 4911 OLEANDER DRIVE WILMINGTON, NC 28403	THREAD CAPITAL ATTN: MANAGING AGENT 4021 CARYA DR. RALEIGH, NC 27610

**United States Bankruptcy Court  
Eastern District of North Carolina**

In re **Indochine Express Southport LLC.**

Debtor(s)

Case No.

Chapter

**11**

**CORPORATE OWNERSHIP STATEMENT (RULE 7007.1)**

Pursuant to Federal Rule of Bankruptcy Procedure 7007.1 and to enable the Judges to evaluate possible disqualification or recusal, the undersigned counsel for **Indochine Express Southport LLC.** in the above captioned action, certifies that the following is a (are) corporation(s), other than the debtor or a governmental unit, that directly or indirectly own(s) 10% or more of any class of the corporation's(s') equity interests, or states that there are no entities to report under FRBP 7007.1:

☒ None [*Check if applicable*]

**October 4, 2024**

Date

**/s/ George Mason Oliver**

**George Mason Oliver 26587**

Signature of Attorney or Litigant

Counsel for **Indochine Express Southport LLC.**

**The Law Offices of**

**Oliver & Cheek, PLLC**

**PO Box 1548**

**New Bern, NC 28563**

**252-633-1930 Fax:252-633-1950**